

ReedSmith

**RECEIVED
CENTRAL FAX CENTER FAX TRANSMITTAL
DEC 02 2004**

From: Sylvia Tan
Direct Phone: 212.521.5419
Email: stan@reedsmit.com
Date: December 2, 2004

Reed Smith LLP
 599 Lexington Avenue
 New York, NY 10022-7650
 212.521.5400
 Fax 212.521.5450

Total Number Of Pages Including Cover Page 3

FAX TO

Name	Company	Fax Number	Phone Number
EXAMINER J. M HAN	United States Patent and Trademark Office	1-703-872-9306	

Original will follow via: Regular Mail Overnight Delivery Messenger None

NOTES:

PLEASE SEE THE ATTACHED.

If you do not receive all of the pages, please call Viola Hyland at 212.521.5425.

Please Transmit Before 9 10 11 a.m. 12 1 2 3 4 5 6 7 8 p.m.

Client Number:	500577	Matter Number:	20053	Attorney Number:	4653
Transmission Time:	:	a.m./p.m.	Finish Time:	:	a.m./p.m.
Operator:					

PLEASE NOTE: The information contained in this facsimile message may be privileged and confidential, and is intended only for the use of the individual(s) or entity named above who has been specifically authorized to receive it. If the reader is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return all pages to the address shown above. Thank you.

LONDON • NEW YORK • LOS ANGELES • SAN FRANCISCO • WASHINGTON, D.C. • PHILADELPHIA • PITTSBURGH • OAKLAND
 PRINCETON • FALLS CHURCH • WILMINGTON • NEWARK • MIDLANDS, U.K. • CENTURY CITY • RICHMOND • LEESBURG

r e e d s m i t h . c o m

12/2/04 11:05 AM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: MISHIMAGI

Serial No.: 10/616,072

Filed: July 9, 2003

Art Unit: 2875

Examiner: J. M. Han

Atty. Docket No.: JG-SU-5172/500577.20053

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313

SIDE MIRROR COVER AND SIDE
MIRROR BODY

RECEIVED
 CENTRAL FAX CENTER
 DEC 02 2004

TRANSMITTAL OF CORRECTED TERMINAL DISCLAIMER

Dear Sir:

Applicant recently submitted a Terminal Disclaimer which inadvertently did not state the prior patent number. A corrected Terminal Disclaimer is enclosed herewith, to replace the incorrect one.

No fee is believed due. However, any fee necessary for entry of this paper should be charged to Deposit Account No. 50-1529.

Respectfully submitted,

Dated: December 2, 2004

By Sylvia Tan Reg. No. 47,324
 for Jules E. Goldberg
 Reg. No. 24,408
 REED SMITH LLP
 599 Lexington Avenue
 29th Floor
 New York, NY 10022-7650
 (212) 521-5400
 Attorney for Applicant

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any document referred to as being attached or enclosed) is being:

EXPRESS MAIL

deposited with the United States Postal Service on _____,
 with sufficient postage as Express Mail, No. _____, in an
 envelope addressed to Commissioner for Patents, PO Box 1450,
 Alexandria, VA 22313.

Type Signature Name Here

(Signature of person mailing paper or fee)

FACSIMILE

transmitted by facsimile on December 2, 2004 to the U.S.
 Patent and Trademark Office.

Viola Hyland



(Signature of person mailing paper or fee)

NYLIB-270609.1-STAN

PTO/SB/26 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TERMINAL DISCLAIMER TO OBLIVIATE A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**

Docket Number (Optional)
JG-SU-5172/500577.20053

In re Application of: Kazuharu Mishimagi

Application No.: 10/616,072

Filed: July 9, 2003

For: SIDE MIRROR COVER AND SIDE MIRROR BODY

The owner, JESAM CO., LTD., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,769,798 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer." In the event that said prior patent later:

- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. The undersigned is an attorney or agent of record. Reg. No. 47,324

Signature

December 2, 2004

Date

Sylvia Tan, Esq.
Typed or printed name

(212) 521-5400
Telephone Number

- Terminal disclaimer fee under 37 CFR 1.20(d) included.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.